

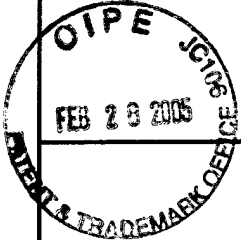
**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
**LUKP:126US**

In Re Application Of: **Berger et al.**

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|----------|--------------|----------------|------------------|
| 10/711,851      | 10/08/2004  | N/A      | 24041        | 3681           | 5850             |

Title: **METHOD, DEVICE AND USE THEREOF FOR OPERATING A MOTOR VEHICLE**



Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

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| 10/711,851      | 10/08/2004  | N/A      | 24041        | 3681           | 5850             |

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**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-0822 as described below.
- ☐ Charge the amount of \_\_\_\_\_
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- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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**Certificate of Mailing by First Class Mail**

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| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on |
| <br>Feb. 24, 2005  |
| <br>(Date) _____<br>Signature of Person Mailing Correspondence _____<br>S. Peter Konzel  |
| <br>Typed or Printed Name of Person Mailing Certificate _____  |

**\*This certificate may only be used if paying by deposit account.**

S. Peter Konzel, Esq.

Dated: February 24, 2005

Registration No. 53,152  
Simpson & Simpson, PLLC  
5555 Main Street  
Williamsville, NY 14221 5406  
Telephone No. 716-626-1564

SPK/KRB

CC:



**U.S. UTILITY PATENT APPLICATION  
ATTORNEY DOCKET NO. LUKP:126US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Matter of United States Patent Application:

Applicant(s): Berger et al.

Examiner: N/A

Application No.: 10/711,851

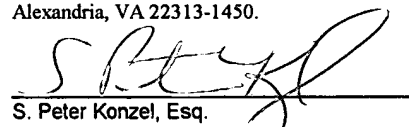
Art Unit: 3681

Filed: 10/08/2004

For: METHOD, DEVICE AND USE THEREOF FOR OPERATING A MOTOR VEHICLE

**Certificate of Mailing by First Class Mail**

I certify that this Information Disclosure Statement is being deposited on February 24, 2005 with sufficient postage with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

  
S. Peter Konzel, Esq.

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

This Information Disclosure Statement is submitted in compliance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98.

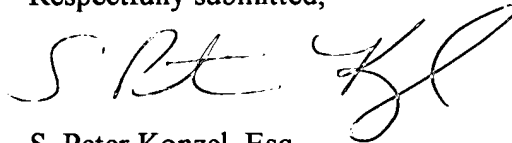
Record is attached of published art for consideration during prosecution of the above-identified patent application. No representation is made or intended that a search has been made or, if made, was complete, or that no more pertinent art than that listed is available. It is expected

that the Patent and Trademark Office will conduct an independent search for relevant prior art.

Unless otherwise indicated, or unless references cited are U.S. patents or patent application publications, a full text copy of the entire reference of published art is attached. Where specifically indicated, an equivalent English language patent or publication is attached in lieu of the translation.

In accordance with the Patent and Trademark Office Notice of August 15, 1980, also enclosed is a completed Form PTO-A820 (Form PTO-1449).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'S. Peter Konzel', written in a cursive style.

S. Peter Konzel, Esq.

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CUSTOMER NO. 24041

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Dated: February 24, 2005

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Enclosures (4)

|   |  |                 |            |                                      |       |                                      |                               |
|---|--|-----------------|------------|--------------------------------------|-------|--------------------------------------|-------------------------------|
| <b>INFORMATION DISCLOSURE CITATION</b><br><i>(Use several sheets if necessary)</i>  |  |                 |            | ATTY DOCKET NO.<br><b>LUKP:126US</b> |       | APPLICATION NO.<br><b>10/711,851</b> |                               |
|   |  |                 |            | APPLICANT(S)<br><b>Berger et al.</b> |       |                                      |                               |
|   |  |                 |            | FILING DATE<br><b>10/08/2004</b>     |       | GROUP ART UNIT<br><b>3681</b>        |                               |
| <b>U.S. PATENT DOCUMENTS</b>  |  |                 |            |                                      |       |                                      |                               |
| *EXAMINER<br>INITIAL  |  | DOCUMENT NUMBER | DATE       | NAME                                 | CLASS | SUBCLASS                             | FILING DATE<br>IF APPROPRIATE |
|   |  | 4,533,011       | 08/06/1985 | Heldemeyer et al.                    |       |                                      |                               |
|   |  | 6,336,889       | 01/08/2002 | Oba et al.                           |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
| <b>U.S. PATENT APPLICATION PUBLICATIONS</b>   |  |                 |            |                                      |       |                                      |                               |
| *EXAMINER<br>INITIAL  |  | DOCUMENT NUMBER | DATE       | NAME                                 | CLASS | SUBCLASS                             | FILING DATE<br>IF APPROPRIATE |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                 |            |                                      |       |                                      |                               |
|   |  | DOCUMENT NUMBER | DATE       | COUNTRY                              | CLASS | SUBCLASS                             | TRANSLATION<br>YES NO         |
|   |  | EP 1177930      | 02/06/2002 | EP                                   |       |                                      | ✓                             |
|   |  | DE 19814402     | 10/14/1999 | DE                                   |       |                                      | ✓                             |
|   |  | WO 0156824      | 08/09/2001 | WO                                   |       |                                      |                               |
|   |  | DE 19838853     | 03/04/1999 | DE                                   |       |                                      | ✓                             |
|   |  |                 |            |                                      |       |                                      |                               |
| <b>OTHER DOCUMENTS</b> <i>(including Author, Title, Date, Pertinent Pages, Etc.)</i>  |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
|   |  |                 |            |                                      |       |                                      |                               |
| <b>EXAMINER</b>   |  |                 |            | <b>DATE CONSIDERED</b>               |       |                                      |                               |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |  |                 |            |                                      |       |                                      |                               |